

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

BAILEY REYNOLDS and HELEN)
MARTINEZ on behalf of themselves and)
all others similarly situated,)

Plaintiffs,

v.

FIDELITY INVESTMENTS)
INSTITUTIONAL OPERATIONS)
COMPANY, INC., FMR LLC, FIDELITY)
BROKERAGE SERVICES LLC,)
FIDELITY WORKPLACE INVESTING)
LLC, and VERITUDE LLC,)

Defendants.

No. 1:18-cv-00423-CCE-LPA

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF
CLASS AND COLLECTIVE ACTION SETTLEMENT; PROVISIONAL
CERTIFICATION OF THE SETTLEMENT CLASSES; APPOINTMENT OF
PLAINTIFFS' COUNSEL AS CLASS COUNSEL; APPROVAL OF
SETTLEMENT ADMINISTRATOR; AND APPROVAL OF PLAINTIFFS'
NOTICE OF SETTLEMENT**

Pursuant to Fed. R. Civ. P. 23 and 29 U.S.C. § 216(b), and based on the accompanying memorandum of law, Plaintiffs respectfully move this Court, consistent with the Parties' Stipulation and Settlement Agreement, to (1) provisionally grant preliminary approval of the proposed class and collective action settlement (the Parties' "Stipulation and Settlement Agreement"); (2) provisionally certify the settlement class; (3) appoint Plaintiffs' Counsel as Class Counsel; (4) approve the appointment of RG2 Claims Administration LLC, as settlement administrator; and (5) approve the proposed notice of

the settlement and claim forms. The Parties' Stipulation and Settlement Agreement, proposed notice, reminder notice, and proposed order are submitted herewith.

Counsel for Plaintiffs have conferred with counsel for Defendants and, consistent with the agreement in the Parties' Stipulation and Settlement Agreement, Defendants do not oppose the instant motion.

Dated: February 22, 2019.

Respectfully submitted,

BY: /s/ Gilda Adriana Hernandez

Gilda A. Hernandez (NCSB # 36812)

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CERTIFICATE OF SERVICE

I hereby certify that on February 22, 2019, I electronically filed the foregoing true and accurate copy of **PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF CLASS AND COLLECTIVE ACTION SETTLEMENT; PROVISIONAL CERTIFICATION OF THE SETTLEMENT CLASSES; APPOINTMENT OF PLAINTIFFS' COUNSEL AS CLASS COUNSEL; APPROVAL OF SETTLEMENT ADMINISTRATOR; AND APPROVAL OF PLAINTIFFS' NOTICE OF SETTLEMENT** with the Court using the CM/ECF system, and I hereby certify that I have thereby electronically served the document to the following:

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